UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK	
CHRISTOPHER R. SKIFF,	
Plaintiff,	
v.	8:16-CV-1375 (FJS/DJS)
WELLS FARGO BANK, N.A.,	(1.95/1995)
Defendant.	

## ORDER OF DISMISSAL BY REASON OF SETTLEMENT

Plaintiff has advised the Court that the parties have settled or are in the process of settling this action. *See* Dkt. No. 33. A review of the Court's docket indicates that no infant or incompetent person is a party to this action. Accordingly, pursuant to N.D.N.Y. L.R. 68.2(a), the Court hereby

**ORDERS** that the above-captioned action is hereby dismissed and discontinued in its entirety, without costs, and without prejudice to the right of any party to reopen this action within thirty (30) days of the date of this Order if the settlement is not consummated; and the Court further

**ORDERS** that any application to reopen this action must be filed within thirty (30) days of the date of this Order. An application to reopen filed after the expiration of this thirty (30) day period, unless the Court extends that period prior to its expiration, may summarily be denied solely on the basis of untimeliness; and the Court further

**ORDERS** that, if the parties wish for the Court to retain ancillary jurisdiction for the purpose of enforcing any settlement agreement, they must submit a request that the Court retain

jurisdiction over enforcement of the agreement or submit the agreement to the Court for

incorporation of its terms into an Order retaining jurisdiction within the above-referenced thirty

(30) day period for reopening this action; and the Court further

**ORDERS** that the dismissal of the above-captioned action shall become with prejudice

on the thirty-first day following the date of this Order, unless any party moves to reopen this

action within thirty (30) days of the date of this Order upon a showing that the settlement was not

consummated, or the Court extends the thirty (30) day period prior to its expiration; and the

Court further

**ORDERS** that the Clerk of the Court shall close this action and serve a copy of this

Order on the parties pursuant to the Court's Local Rules.

IT IS SO ORDERED.

Dated: June 1, 2017

Syracuse, New York

Frederick I Scullin Ir

Senior United States District Judge